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## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:

Steven A. Benner

Docket No.

031403/9009

Serial No.

09/538,338

Group Art Unit

1655

Filed:

March 29, 2000

Examiner:

L. Arthur

For:

"PRECURSORS FOR

DEOXYRIBONUCELOTIDES CONTAINING

NONSTANDARD NUCLEOSIDES"

## **REQUEST FOR RECONSIDERATION 37 CFR 1.111**

**Assistant Commissioner for Patents** Washington, DC 20231

Sir:

In the matter of the above-identified application, and in response to the Office Action mailed July 5, 2001, Applicants respectfully request reconsideration on the merits of the application and allowance of the claims.

## REMARKS

Claims 4-14 are pending in the application. Claims 4, 5, 10, and 11 stand rejected under 35 U.S.C. 102(b); claims 4, 6, 8-9, and 11-14 stand rejected under 35 U.S.C. 102(a); claims 7-9 stand rejected under 35 U.S.C. 103(a); and claims 4-14 stand rejected under the judicially created doctrine of obviousness-type double patenting.

In view of the arguments below, Applicants respectfully request reconsideration on the merits of the application.